

CCRB INVESTIGATIVE RECOMMENDATION

| | | | | | |
|--|--|--|---|------------------------------------|---------------------------------|
| Investigator: Amadee Bility | Team: Squad #3 | CCRB Case #: 202107379 | <input type="checkbox"/> Force | <input type="checkbox"/> Discourt. | <input type="checkbox"/> U.S. |
| | | | <input checked="" type="checkbox"/> Abuse | <input type="checkbox"/> O.L. | <input type="checkbox"/> Injury |
| Incident Date(s) Sunday, 12/05/2021 2:00 AM | Location of Incident: Front of § 87(2)(b) | Precinct: 45 | 18 Mo. SOL 6/5/2023 | EO SOL 6/5/2023 | |
| Date/Time CV Reported Sun, 12/05/2021 9:36 AM | CV Reported At: CCRB | How CV Reported: Call Processing System | Date/Time Received at CCRB Sun, 12/05/2021 9:36 AM | | |

| Complainant/Victim | Type | Home Address |
|--------------------|------------|--------------|
| § 87(2)(b) | § 87(2)(b) | § 87(2)(b) |

| Subject Officer(s) | Shield | TaxID | Command |
|--------------------|--------|--------|---------|
| 1. PO Adam Rossi | 05636 | 965483 | 045 PCT |

| Witness Officer(s) | Shield No | Tax No | Cmd Name |
|--------------------|-----------|--------|----------|
| 1. PO Md Abdullah | 05464 | 968207 | 045 PCT |

| Officer(s) | Allegation | Investigator Recommendation |
|------------------|---|-----------------------------|
| A. PO Adam Rossi | Abuse: Police Officer Adam Rossi damaged § 87(2)(b)'s property. | § 87(2)(b) |

Case Summary

On December 6, 2021, § 87(2)(b) filed this complaint with the CCRB by phone.

On December 5, 2021, at approximately 2:00 AM, at § 87(2)(b) in the Bronx, PO Adam Rossi of the 45th Precinct damaged the license plate cover on § 87(2)(b)'s vehicle (**Allegation A: Abuse of Authority**, § 87(2)(g) § 87(2)(b) was issued two summonses by PO MD Abdullah of the 45th Precinct. One summons was for parking too close to the fire hydrant (147372923-3) and the second for other obstructing the vehicle's VIN § 87(2)(b) (Board Review 12).

There was no body worn camera (BWC) footage from the incident. The nature of the incident did not require the use of BWC as per the Patrol Guide, § 87(2)(b) submitted video from his vehicle (Board Review 06, 13).

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Adam Rossi damaged § 87(2)(b)'s property.

On December 5, 2021, at approximately 1:00 AM, § 87(2)(b) parked his § 87(2)(b) in front of § 87(2)(b) in the Bronx. He acknowledged during his interview that he left the cover on the license plate by accident after he parked the car. When he returned to his car at approximately 5:00 PM he found two summonses on his vehicle. § 87(2)(b) reviewed video from his vehicle's rearview camera and believed that an officer (later identified as PO Rossi) removed his license plate cover that was affixed to his license plate on the back of the car. The cover was ripped off the license plate in a way that it could not be used again (Board Review 01).

§ 87(2)(b) described that the cover was a thin black sheet of leather that § 87(2)(b) used to cover his license plate during car shows. There was a bracket that held the cover to the license plate. The cover can slide up or slide down or be moved to the side. Once the cover is positioned, it will remain in that position until it is manually or remotely moved again. There was no need to fully remove the license plate cover because it is possible for the cover to be slide up which would reveal the license plate. § 87(2)(b) recorded a video which demonstrates how the cover mechanism moves the cover over the license plate like a curtain (Board Review 06).

Rearview vehicle video submitted by § 87(2)(b) shows a police vehicle with lights activated behind his car. At 00:07 minutes, PO Rossi and PO Abdullah are standing behind the vehicle. PO Abdullah is holding an activated flashlight. The actions of the officers cannot be seen from the perspective of the camera (Board Review 13).

A photo of § 87(2)(b) license plate was taken by PO Abdullah at the conclusion of the incident (Board Review 04). The photo shows that the license plate was visible, without a cover, and remnants of the cover are visible along the bottom of the frame (a zoomed-in photo of the license plate is included in Board Review 15).

PO Rossi said in his interview that they received a 311-call stating that a green car was parked in front of a fire hydrant at § 87(2)(b) in the Bronx. When he and his partner arrived at the location, they noticed the green vehicle parked in front of the fire hydrant. They tried to get the front license plate but realized the car was from § 87(2)(b) so it did not have a front license plate. They also noticed that the VIN was obscured by a piece of paper inside the car that was left there. PO Rossi conferred with his partner about giving the driver a summons for parking in front of the hydrant as well as obscuring the VIN. PO Rossi knew that some newer cars may have the VIN at the back of the car, so he and PO Abdullah went to the rear of the car. He said that he could not find a VIN there and noticed that the rear license plate was covered. PO Rossi uncovered the license plate himself to allow PO Abdullah to record the license plate to issue the summonses. He did not know what type of material the cover was made except to say it was an opaque material. PO Rossi

- § 87(2)(b)
- PO Adam Rossi has been a member of service for four and has been a subject in one other CCRB complaint and four allegations, none of which were substantiated. § 87(2)(g)

Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation due to the Agency's mediation moratorium at the time the complaint was filed.
- As of April 27, 2022, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regard to this incident (Board Review 10).

- § 87(2)(b)

Squad: 3

Investigator: Amadee Bility Investigator Amadee Bility 12/16/2022
Signature Print Title & Name Date

Squad Leader: Rolando Vasquez IM Rolando Vasquez 12/16/2022
Signature Print Title & Name Date